

## AFFIDAVIT OF NON-PRODUCTION AND NON-PAYMENT

## STATE OF WEST VIRGINIA

## COUNTY OF MARSHALL

BEFORE ME, the undersigned authority, on this day personally appeared, Roger Hall, Jr., (Affiant) who, being by me duly sworn, made the following statements and swore that they were true:

My name is Roger H. Hall, Jr., my address is RD 2 Box 87-B, Proctor, West Virginia 26055. I'm of sound mind and capable of making this affidavit. I am personally acquainted with the facts here-in stated concerning the property identified as:

**257.5 acres, more or less, being located in the Franklin District of Marshall County, West Virginia and being the same property more particularly described in that certain deed dated December 19, 1989, from Dale W. Gardner and Patricia L. Gardner to Roger H. Hall, Jr. filed in Deed Book 549, Page 345 of the official records of Marshall Co., West Virginia. (Lands are further identified as being Tax Map 17, Parcel 8.)**

Said property has not had any oil, gas or other mineral production, nor has there been any activity to explore for, locate, extract or otherwise produce any oil, gas or other minerals on said property or on any other lands adjacent to the property which may have been pooled or unitized with the property since 1989, the date we first became familiar with said property.

Furthermore, there have been no payments on these lands made as a result of any oil or natural gas production since 1989, the date we first became familiar with the property.

## Affiants

Roger H. Hall, Jr.  
x Roger H. Hall, Jr.

Date: MARCH 29 2011

x Kristi Fort Hall

Date: MARCH 29 2011 E.B.

STATE OF West Virginia

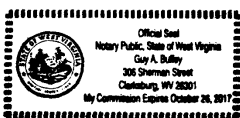
COUNTY OF HARRISON, to-wit:

Affiant(s), being first duly sworn, state that the facts and allegations contained in

the foregoing Affidavit of Non-Production and Non-Payment are true, based upon the information and belief that affiant(s) believe them to be true.

Taken, sworn to and subscribed before me this 21 day of MARCH, 2011.

(NOTARIAL SEAL)



Gay A. Bulley  
Notary Public in and for the State of WV

My Commission Expires: 10-26-17

Jan Pest  
MARSHALL County 10:59:02 AM  
Instrument No 1303598  
Date Recorded 04/26/2011  
Document Type O&G  
Pages Recorded 1  
Book-Page 730-352  
Recording Fee \$5.00  
Additional \$6.00

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STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 29th day of MARCH, 2011, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 26th day of APRIL, 2011, at 10:59 o'clock A.M.

TESTE: Jan Pest Clerk